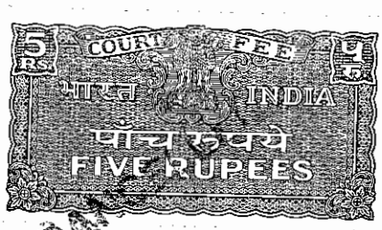

(3)

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

Contempt Petition No. 156 /2004 **Single Bench**

PETITIONER : Jageshwer Das Vaishnav,
S/o Late Shri R. D. Vaishnava,
aged about 50 years,
Occupation- Working as Upper
Division Teacher, at Govt. Higher
Secondary School, Pharashgaon,
Narayanpur, R/o Pachri Para,
Durg (C.G.)

P.R. No. 3981 dated 31.12.04

- Versus –

RESPONDENT : Shri Dinesh Kumar Shrivastava,
Collector, Bastar,
Bastar (Jagdalpur) (C.G.).

CONTEMPT PETITION UNDER ARTICLE 215 OF THE CONSTITUTION OF INDIA READ WITH SECTION 10 OF THE CONTEMPT OF COURTS ACT.

(15)

HIGH COURT OF JUDICATURE AT BILASPUR: CHHATTISGARH

Single Bench : Hon'ble Shri H.L. Dattu, CJ.

Contempt Petition No.156 OF 2004

Petitioner Jageshwar Das Vaishnav

Vs.

Respondent Shri Dinesh Kumar Shrivastava

Present: Shri Sankalp Jaiswal, counsel for the petitioner.

ORAL ORDER
(Passed on 27th February, 2007)

The complainant alleges that the respondent has willfully and deliberately disobeyed the orders and directions issued by this Court while disposing of the Writ Petition No.2344 of 2004, dated 13.09.2004.

(2) This Court while disposing of the writ petition had permitted the petitioner to make a representation before the respondent within 10 days from the date of the order for redressal of all his grievances, and further directed the respondent to consider the representation that may be filed by the petitioner in accordance with law.

(3) The case of the petitioner before this Court is that, the respondent has not considered the representation filed by the petitioner as directed by this Court. Therefore, it is asserted that the respondent has willfully and deliberately disobeyed the orders and directions issued by this Court.

(4) Along with the contempt petition, the petitioner has produced two letters which according to the petitioner are the representations sent to the respondent. The petitioner has not

produced any acknowledgment of the respondent having been served with the order passed by this Court in the writ petition. It is for the petitioner to produce all the materials before this Court firstly to demonstrate when the respondent was made known the order passed by this Court. It is only thereafter that the petitioner can allege that in spite of the knowledge of the Court order the respondent has not complied with the orders and directions issued by this Court. In the absence of such materials this Court cannot take cognizance of the contempt petition filed by the petitioner.

(5) Accordingly, the petition requires to be rejected and it is accordingly rejected. Ordered accordingly.

Sd/-
Chief Justice